

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

EMMANUEL CHEATHAM,

Plaintiff,

v.

JONES, *et al.*,

Defendants.

Case No. 2:23-cv-00475-GMN-EJY

**ORDER SETTING SETTLEMENT
CONFERENCE**

This matter has been referred to the undersigned Magistrate Judge for a settlement conference. ECF No. 57. A settlement conference is set for **March 14, 2025 at 9:00 a.m.**, by Zoom video conference before the undersigned Magistrate Judge.

Plaintiff, who is in custody at Three Lake Valley Conservation Camp, must appear and participate in the settlement conference through video conferencing.

Nathan M. Claus of the Nevada Attorney General's Office, Counsel for Defendants Dawn Jones, Michell Perkins, and William Reubart, along with these Defendants must all be present by the Zoom video conference platform.

The Attorney General's Office must make the necessary arrangements for Plaintiff to appear by video conference and email **Jeff Miller**, Courtroom Deputy, at **Jeff_Miller @nvd.uscourts.gov**, **by 12:00 p.m. on March 11, 2025**, and provide the email addresses for their respective participants, including one for Plaintiff. Mr. Miller will then email all participants, other than Mr. Cheatham, a Zoom link.

PREPARATION FOR SETTLEMENT CONFERENCE

In preparation for the settlement conference, each party must submit a confidential settlement conference statement for in camera review. The **confidential settlement conference statement, with exhibits, generally not to exceed 50 pages, must be delivered electronically to Emily_Santiago@nvd.uscourts.gov by 3:00 p.m. on March 7, 2025.**

1 Plaintiff's confidential settlement conference statement is limited to no more than a total of
2 10 pages, including exhibits, and must be mailed, in an envelope marked "Confidential," to:

3 Chambers of U.S. Magistrate Judge Elayna J. Youchah,
4 Lloyd D. George United States Courthouse
Suite 4068
5 333 Las Vegas Blvd., South, Las Vegas, Nevada 89101

6 Plaintiff must mail his confidential settlement conference brief **no later than Monday, February**
7 **24, 2025**. Do NOT send a copy of your brief to opposing counsel.

8 Defendants' confidential settlement conference statement must be delivered electronically to
9 **Emily_Santiago@nvd.uscourts.gov by 3:00 p.m. on March 7, 2025**. Do NOT serve a copy of
10 your brief on Plaintiff.

11 The confidential evaluation statement must be presented on pleading paper (numbered
12 consecutively beginning with 1 on the left margin of each page with no more than 28 lines per page)
13 and contain the attorney or pro se party's name and address, court title, and case caption. In addition,
14 the confidential evaluation statement must contain the following:

- 15 1. A brief statement of the nature of the claims and defenses;
- 16 2. A concise summary of the evidence that supports your theory of the case, including
17 key individuals who will provide testimony if this matter goes to trial, the Rule 26(a)(1)(A)(iii)
18 computation of damages, and the Rule 26(a)(1)(A)(iv) insurance information. Each party must
19 provide all information that documents or supports your damages claims. Copies of medical records
20 or treatment records need not be submitted; however, these may be provided in a table or summary
21 format;
- 22 3. Any documents or exhibits that are relevant to key factual or legal issues, including
23 selected pages from deposition transcripts or responses to other discovery requests. **Please do not**
24 **provide entire deposition transcripts or audio/video recordings;**
- 25 4. An analysis of the key issues involved in the litigation. The analysis must include a
26 discussion of the strongest points in your case, both legal and factual, and a frank discussion of the
27 weakest points as well. The Court expects the parties to present a thorough analysis of the key issues
28 and candid evaluation of the merits of your case;

6. The history of settlement discussions, if any, which have occurred in this case. Provide any demands, offers or offers of judgment that have been made and, if applicable, the reasons they have been rejected; and

Do not serve a copy of your confidential settlement briefs on opposing counsel. Do not deliver or mail a copy to the clerk's office.

Failure to comply with the requirements set forth in this Order will subject the non-compliant party to sanctions under Federal Rule of Civil Procedure 16(f).

DATED this 6th day of January, 2025.

Elayna J. Youchak
ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE